

**UNITED STATES DISTRICT COURT  
DISTRICT OF COLUMBIA**

LANDMARK LEGAL FOUNDATION  
19415 Deerfield Ave, Ste. 312  
Leesburg, VA 20176

Plaintiff,

vs.

ENVIRONMENTAL PROTECTION AGENCY  
1301 Constitution Ave, NW  
Washington, DC 20004

Defendant.

Case No. 1:12-cv-01726 (RCL)

**ERRATA, NOTICE OF CORRECTED AFFIDAVIT OF RICHARD P. HUTCHISON**

Plaintiff Landmark Legal Foundation (“Landmark”), by and through undersigned counsel respectfully submits this Corrected Affidavit of Richard P. Hutchison.

This corrected affidavit replaces the Affidavit of Richard P. Hutchison filed in conjunction with Landmark’s Motion for Preliminary Injunction (Document #14).

Respectfully submitted,

Landmark Legal Foundation

DATED: December 12, 2012

s/ Michael J. O'Neill  
Michael J. O'Neill #478669  
Mark R. Levin  
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rpetehutch@aol.com

**CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that a true and accurate copy of the foregoing Memorandum of Points and Authorities In Support of Plaintiff's Preliminary Injunction was filed electronically with the Court by using the CM/ECF system on this 12th day of December, 2012. Parties that are registered CM/ECF users will be served by the District Court's CM/ECF system.

/s/ Michael J. O'Neill  
Michael J. O'Neill  
Attorney for Plaintiff

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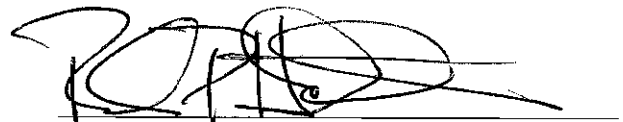
**CORRECTED AFFIDAVIT OF RICHARD P. HUTCHISON**

1. I am an Vice President and General Counsel of Landmark Legal Foundation ("Landmark").
2. In my capacity as Vice President, I am familiar with Landmark's programmatic activities and daily operations.
3. In the normal course of my duties as general counsel, I communicate with opposing counsel in pending litigation matters and have done so in this cause of action.
4. As a significant part of its mission as a tax-exempt, public interest law firm, Landmark investigates, litigates and publicizes instances of improper and/or illegal government activity.

6. Upon receipt of responsive information, Landmark will post records on its website, include the information in its newsletters, publish articles in large circulation print media, and issue press releases to a wide range of media outlets.
7. In my capacity as general counsel, I had a telephone conversation with Assistant United States Attorney Heather D. Graham-Oliver on November 29, 2012 in which she indicated that Defendant EPA would produce records responsive to Plaintiff's FOIA request by January 31, 2013.
8. On December 11, 2012, I conferred with Ms. Graham-Oliver concerning Plaintiff's Motion for Preliminary Injunction, but was unable to resolve the issues giving rise to this motion.

I declare under penalty of perjury the foregoing to be true and correct.


**Executed on December 12, 2012**

  
Richard P. Hutchison  
Landmark Legal Foundation

STATE OF MISSOURI                    }  
  } SS  
COUNTY OF JACKSON                }

Subscribed and sworn to before me this 12th day of December, 2012.



  
Notary Public